TUCKER FALTERS, LAWYERS WEEP, **OVER DECISION**

Jury Which Has Been Trying every detail. C. L. Tucker For Murder thirty days in which to file their exceptions, and sentence will not be pronounced until action upon these exceptions has been taken by the court. That He Is Guilty In the First Degree.

REMARKABLE SCENE WAS THEN ENACTED

Youthful Prisoner Who Only a Short Time Before Had

Cambridge, Mass., Jan. 25,-Charles L. Tucker was found guilty of murder clerk. in the first degree.

When the verdict of guilty of murder in the first degree was pronounced at 10:10 o'clock last night, it was followed then fell forward to the rail separating by one of the most remarkable scenes the prisoner's cage from the bar inwitnessed in a Massachusetts court room for many years.

Tucker collapsed utterly in the prisoner's counsel, although apparently surprised and shocked at the oner's cage when the foreman uttered comfort him, but their efforts were in



CHARLES L. TUCKER.

to the fail in an exhausted condition. and when he was once more locked in

Mrs. Albert J. Tucker, the mother of gestion of one of the counsel for the said: defense, she left the court room before ing the news.

only for the prisoner, but for the com-monwealth. James H. Vahey, the senior "Proof beyond a reasonable doubt has in the corridor. The counsel for the ont affairs of their own lives, commonwealth showed the result of the "You are to decide this

brother attorney.

the young man's fate.
While waiting for the jury to enter the court room with the verdict, those do, has chosen not to testify in this Carlin, a Russian Pole 26 years of age in the room maintained a death-like si-case, and it is his right that he shall whose family reside in Russia and who lence, and all eyes were focussed upon in no degree be prejudiced, and that has been stopping in this place for sey. Tucker, whose face plainly indicated no inference shall be drawn against him eral days, was shot and dangerously that he feared the message about to be delivered to the court. As the jury-men filed to their seats, Tucker looked the court gave several illustrations.

squarely in their faces.
When Foreman Knight said that their unanimous verdict was murder in the first degree, the young man, who for pute here, to which your attention ought lin refused them, whereupon he was more than twenty days has borne his to be called a little more in detail. The promptly knocked down, and searched. ordeal with apparent unconcern, sank first and most important of these is

the cage, and sobbed violently.

Thomas P. Vahey hastened to the prisoner's side, closely followed by James H. Vahey, and both lawyers tried to com-

returned, remarking that he thought it

The counsel for the defence is allowed

Deliberations of the Jury.

After deliberating for nearly three hours without agreeing on a verdict, the jury was allowed to go to supper, and they returned to the jury room at 7 o'clock.

If They Take Hold of Revolutionary All Exceptions of the Defendant in F. R. Spirit It Will Mean a Great Patch vs. Protection Lodge

At 8:20 o'clock the jury filed into the court room in order to have the court instruct them as to the exact legal meaning of "malice aforethought" and also to define the different degrees of murder and manslaughter. As soon as Judge Sheldon had concluded his instructions the jury again retired.

London, Jan. 25.—It is stated in Russian revolutionary circles here that the organization is active in London and Paris, preparing to supply funds and

st degree.
Twenty minutes later there was much

"What is the verdict?" asked the

the fatal words, being completely overcome by a verdict which had apparently
seemed to him an impossibility. He was
led from the court room across the street

Immediately after the verdict was re-turned, Judge Sherman thanked the jurymen for the attention they had given the case and then discharged them, advising them not to discuss the occur-rences in the jury room.

"It Was Awful, That Is All."

part as follows:

After reviewing in outline the cir-cumstance of the case, the judge in-formed the jury that the law required unanimous verdict. He said: "The jury room is no place for pride

of opinion, or for any such persistency as may bairly be called obstinacy. Of course you are not to surrender your own deliberate and well founded convictions, but you should not obscinately his cell he broke down so utterly that adhere to any conclusions without hava physician was sent for. Stimulants ing first exercised the greatest care to be sure that they are deliberate and well

With great care and at length, the udge defined the rights of the prisoner, the prisoner, was spared the anguish of creditability of witnesses, the weighing listening to her son's fate. At the sug. of evidence, and the difference between direct and circumstantial evidence. He

"Nothing must be taken for granted; the jury returned for the last time, nothing can be presumed against the She was almost overwhelmed on learn- prisoner. The fact that he stands here in the dock a prisoner, is not to weigh But perhaps the most remarkable fea- against him. The proof of his guilt ture was the effect of the announcement must be beyond a reasonable doubt, or prevent the carrying out of the attempts of the verdict upon the attorneys, not he is entitled to a verdict of not

room he met Attorney General Parker accustomed to act in the most import-

"You are to decide this case upor strain to such a degree that he threw the evidence given in open court by the his arms around Mr. Vahey's neck, and witnesses who have testified before you both men wept on each other's should- Statements made by any of these witers. The attorney general expressed in nesses elsewhere, either outside of court broken words his sympathy for his or in any of the investigations which have been made heretofore, which are ki, the author, who has been named on Ladies of Maccabees Will Greet You In These two men were not the only in any way inconsistent with their testiones moved to tears. Philip Mansfield, mony given here, are to be considered one of the associate counsel for the only so far as they may assist you in youthful prisoner, became hysterical and determining the credit to be given to fell into the arms of a reporter, who had those witnesses. But any statements gone to the rooms of the defendant's freely and voluntarily made by the priscounsel to secure an interview. Many oner, whether or not they were made

"The prisoner, as he has the right to

In defining circumstantial evidence,

continued. "There are some circumstances in dis-

Continued on Fourth Page.

REVOLUTION

The Crisis May Reach Russia Supreme Court Decision In Tomorrow

Sheldon had concluded his instruction is active in London and a sked for instructions as to the words "deliberately premated malice aforethought," used by Judge Sheldon in his instructions as to murder in the first degree.

Organization is active in London and organization is active in London and material for a general province revolt in Russia on Thursday or Friday of this week. The day of the revolt is expected to prove bloodier than last Sunday. It will then be seen whether the rising is to be national or merely

"What is the verdict!" asked the clerk.

"Guilty of murder in the first degree," answered the foreman.

As these words were pronounced, the boyish-looking prisoner sank into his chair, buried his face in his hands, and then fell forward to the rail separating the prisoner's cage from the bar in closure, sobbing violently all the while.

The prisoner's counsel, although apparently surprised and shocked at the verdict, rushed to his side and tried to comfort him, but their efforts were in vain. A few minutes later Tucker was half led, half carried back to bis cell in the county jail. Here he collapsed completely and the prison physician was and I will save Russia."

today: "The present movement in Russia is no mere industrial uprising, it is not even a political insurrection. Its real character is an attempt by the grand dukes, led by Grand Duke Vladistication. Its real character is an attempt by the grand dukes, led by Grand Duke Vladistication. Its real character is an attempt by the grand dukes, led by Grand Duke Vladistication. Its real character is an attempt by the grand dukes, led by Grand Duke Vladistication and the prisoner's county overruled and the judgment of the court; that there was no error in the charge of the court; that there was no error in the charge of the court; that there was no error in the charge of the court; that there was no error in the charge of the court; that there was no error in the charge of the court; that there was no error in the charge of the court; that there was no error in the charge of the court; that there was no error in the charge of the court; that there was no error in the charge of the court; that there was no error in the charge of the court; that there was no error in the charge of the court; that there was no error in the charge of the court, he average of the court, he average of the court, he average of the court, hat there was no error in the charge of the court, hat there was no error in the charge.

It was Vladimer who prevented the Czar and seize the Russi today: "The present movement in Rusand I will save Russia."

SITUATION IN ST. PETERSBURG.

Czar Reported to Be III, But Report Not Generally Believed.

St. Petersburg, Jan. 25.-Wild and conflicting reports regarding the state of affairs in Tsarkoe-Selo are current

animated appearance. There was no date, disorder within the confines of the city. It is announced on good authority this morning that the czar is but imperfect ly informed of the events of the last few days. Many features of the situation are concealed from him, while

MORE QUIET IN MOSCOW.

many others are deliberately misrepre

Strike Movement Not Spreading as Rapidly as Yesterday.

Moscow, Jan. 25 .- The strike movement is not growing as rapidly as it did yesterday, as a large number of workmen refuse to join the movement, saying that they are contented with the present industrial conditions. The troops today are doing their utmost to N. B. Ballard Again Chosen Captain of of the strikers to assemble for a demon stration before Kremlin in the serious outbreak will follow.

A LEADER ARRESTED.

Maxim Gorki Placed in Custody at St. Petersburg Last Night.

St. Petersburg, Jan. 25 .- Maxim Gorseveral occasions as the head of the proposed provincial government, was arrested last night.

SHOT IN THE BREAST.

spectators and friends of the prisoner in answer to questions put to him by Possible Murder Committed Just Outalso wept bitterly when they realized officers, you may consider as evidence side Windsor.

against him.

Claremont, N. H., Jan. 25,-William days, was shot and dangerously counded, between this place and Wind sor, Vt., about six o'clock last evening He had been to Windsor and had start-Having covered these points, the court |ed to walk back to this village when he ell in with two men who demanded ten cents with which to get a drink. Cor A revolver and \$125 were found on him. into his sent, rested his head on his whether or not the prisoner was in the One of his assailants deliberately placed hands, fell forward against the rail of Puge house at the time of the commis- the muzzle of the revolver against his grand observance of Robert Burns' birthfort their elient, but without avail. acquitted; if he was there, then under unconscious condition and death is eximmediately after the verdict had been returned remarking the circumstances of this case in view of pected at any moment. Sheriffs and pected at any moment. Sheriffs and The meeting of the city medical so-citizens are now searching for the assail- ciety which was to have been held to-

IS ADVERSE TO THE UNION

"Conspiracy Case"

Overruled.

No. 215, International Association of had the advantage throughout the game. Machinists of Rutland, commonly known as the "conspiracy case." This case was tried in Rutland county court at the March term, 1903, and the plaintiff was awarded a verdiet of \$2,500 damages. Machinists of Rutland, commonly known Protested His Innocence

Was Led, Weeping, From the Room.

Twenty minutes later there was much suppressed excitement in the court room when the attorneys took their accastoment to meet the jury men took their seats and Judge Sherman and Judge Sheldon entered the bench.

In response to the question of Clerk of Court Hurd if the jury had agreed upon a verdict, Foreman Knight replied: "We have."

The rising is to be national or merely metropolitan. By that time it is expected that plain statements of revolutionary aims will have been circulated throughout Russia and the peasants will know just what is the basis of the upon a verdict, Foreman Knight replied: "We have."

The conspiracy case." This case was metropolitan. By that time it is expected that plain statements of revolutionary aims will have been circulated throughout Russia and the peasants will know just what is the basis of the upon a verdict, Foreman Knight replied: "We have."

A person who is in receipt of information from the innermost diplomatic and its reading occupied an hour and fifteen minutes. Concisely stated, the court rules that all the defendant's exceptions were properly overruled; that there was no error in the charge of the court; that the motion for a new trial was properly overruled and the judgment of the county court is affirmed.

a committee to conier with Governor. Bell in regard to the matter and to see about permission to use the Senate time—Three 15 minute periods.

SOCIALISTS TO ENTER CAMPAIGN.

Promise to Be a Factor in Municipal Election Next March.

The Socialists of Barre have voted to Attorney General Herbert Parker last night said regarding the case:

"What can I say of the verdict? Only this: The people of the commonwealth should give the jury which tried Tucker the credit of having faithfully, honestly and uprightly rendered a verdict in accordance with their own consciences. No more can I, or will I say about this awful case. It was awful, that is all."

Baby Czarewica monia comes the statement that the monia comes the statement that the monia comes the statement that the warious offices. At their last regular the various offices, and the various offices. At their last regular the carry himself has taken to his bed on account of a mervous breakflown. The last meeting this matter was dicussed fully, and it was then decided that they would go into the campaign with forvor. They promise to be a factor in the fight, impossible to obtain. As the result of this the belief is current that the report lish speaking, the Italian and the Swiss, and I."

The day of the verdict? Only monia comes the statement that the warious offices. At their last regular the various offices. At their last regular the various offices are fully, and it was then decided that they would go into the campaign with forvor. The last regular the various offices are fully, and it was then decided that they would go into the campaign with forvor. The last regular the various offices are fully, and it was then decided that they would go into the campaign with forvor. The last regular the various offices are fully, and it was then decided that they would go into the campaign with forvor. The last regular the various offices are fully, and it was then decided that they would go into the campaign with forvor. The last regular the various offices are fully, and it was then decided that they would go into the campaign with forvor. The last regular the various offices are fully, and it was then decided that they would go into the campaign with forvor. The last regular the various offices are fully, and it was then decided that they then if the Socialists will have a com-The night passed quietly. More shops were opened this morning and crowds on the street gave the capital a more will be held to nommate their candi-

MANUFACTURERS MADE MERRY. Conducted a Little Business and Then Enjoyed a Spread.

The Granite Manufacturers' Association held a meeting at their rooms in the Prindle & Averill building last evening. The matter of their annual banquet came up for discussion but no sision was reached, and it was left until the next regular meeting, as was also the matter of joining the national association. After the business refreshments were served and a general good time enjoyed.

UNIFORM RANK ELECTION.

the Organization.

The annual election of Uniform Rank, Knights of Pythias, was held last even-ing in their hall in the Worthen block, monwealth. James H. Vahey, the senior counsel for the prisoner, was greatly been defined as proof to that degree of strikers get to the Square the people ing in their hall in the Worthen block, affected, and when he left the court certainty upon which reasonable men are will become fanatically inflamed and a and the following officers for the ensuing year were elected: Captain, Nelson B. Ballard; first lieutenant, F. W. Nichols; second lieutenant, Frank E. Rob-inson; recorder, Robert P. Briggs; treasurer, Clarence S. Cole.

FLOWER SALE.

Worthen's Hall.

The Ludies of the Maccabees wish to inform the flower lovers of Barre that they will hold a flower sale this afternoon and evening in Forester's hall in the Worthen Block. There will be Hyacinths, campanilles and jonquils, from 7 to 10 bulbs in a pan, all of them either in bud or blossom. The price is within the reach of all, 50 cents a pan. There will also be on sale delicious home made candies, ten and wafers. Ev-

erybody come, admission free. The notice was printed as Friday in vesterday's paper owing to an error in this office. All who are lovers of flowers should take notice of the change.

FOR BURNS ANNIVERSARY.

Preparations Being Made for Grand Observance Tonight.

Preparations are being made for

night, is postponed one week.

STONECUTTERS START WAR ON **TUBERCULOSIS**

BARRE Y. M. C. TEAM DEFEATED CO. F

TO TEST THE PEASANTS HANDED DOWN YESTERDAY Latter Basket Ball Players Were Outclassed by Home Team - Barre Boys' Club Defeated by a Northfield Team Also.

> A good sized crowd of people was present in the Armory hall last evening and witnessed the Y. M. C. basket ball team add another victory to their already long list, by easily defeating the WERE UNANIMOUS Company F team of Northfield, by a Montpelier, Jan. 25.—In Supreme court score of 35 to 3. The game was fast yesterday afternoon a decision adverse and fierce from the start and the visitors to a labor union was given in the Rutland played a plucky game as far as they county case of the F. R. Patch Manu- were able, but the Y. M. C. boys were facturing company vs. Protection Lodge, too fast on their feet for them and

the foul line. Rust and Smith did the best work at throwing baskets for the home team as has been seen this winter. Smith's famons single handed shots were very effective and Rust made some fine corner shots. Smith made a total of eight baskets from the floor and Rust four. The Y. M. C. team has much improved in speed and team work since the first of this season and play with few fouls

3	being called on them.	
3	The line-up:	
i	Y. M. C. CO.	. F.
ï	Rust, c f, He	ayes.
	Smith, r f	lker
	Summers, 1 fr g, Kel	logg
	Sheriffs, 1 g g, Wes	cott
	Will, r ge, Kitter	idge
	Summary: Baskets from floor-Si	
1	8, Rust 4, Summers 3, Sheriffs 2, He	13'08
1	1, Walker 1; baskets from fouls-1	
	1, Kitteridge 1; umpire-Gauthier;	ref-
	The same . Daniel and the same	dutte.

BOYS' CLUB DEFEATED.

Northfield Team.

The Boys' club basket ball team went to Northfield last evening, where they played the high school second team. They were defeated by a score of 23 to 6. The Northfield hoys were much larger than the Barre team, and played of affairs in Tsarkoe-Selo are current this morning. Following the report that Baby Crarewitch is ill with pnenmia comes the statement that the craw himself has taken to his bed on account of a nervous breakflown. The latter report comes from apparently reliable sources, but authentic details as to the whereabouts of the emperor are impossible to obtain. As the result of the socialists of Barre have voted to the winter this year's municipal election with all the forces they can muster, and they are already discussing candidates for the various offices. At their last regular than the Barre team, and played a fast, snappy game, which their opponents to the whereabouts of the emperor are impossible to obtain. As the result of the socialists of Barre have voted to Northfield last evening, where they played the high school second team. They were defeated by a score of 23 to 6. The Northfield hors were much larger than the Barre team, and played a fast, snappy game, which their opponents could not stop, though they did well to hold the accord down to 23 points. The three sections in this city, the Engths section with all the forces they can muster, and they be a various offices. At their last regular to the Northfield last evening, where they have they have they have they have they have they have they were defeated by a score of 23 to 6. The Northfield last evening, where they have they have the high school second team. They were defeated by a score of 23 to 6. The Northfield last evening, where they have the have they have they have they have they have they have they have th ner, right guard; Goneo, left guard; Davis, right forward; Lascor, left for-

YOUNG LADIES MANAGED WELL. Served 160 Guests in Congregational

Parlors Last Evening.

The young ladies of the Congregational church delighted about 160 people last uralization papers were made out in evening by serving one of the finest suppers that has ever been given in the The custodian of the city sinking fund church. The tables were spread in the parlors, and during supper an orchestra to \$31,682.81, as already stated in this of seven pieces furnished music. In this paper. This year \$6,300 was added, orchestra Roy Bugbes, one of Mr. Perry's besides the interest of \$900.08. pupils, made his first public appearance as a cello player. Misses Drucilla Bailey

booth, dispensed delicious confections to remains \$329.49. the many eager customers.

The young ladies are to be congratuwas instituted and managed wholly by

The young ladies wish to heartily thank Mrs. B. W. Braley for so kindly furnishing the orchestra.

LUCY GALE SMITH.

Old Resident of Barre Town Died Last Evening, Aged 75 Years. Mrs. Lucy Gale Smith, widow of the

late George W. Smith, died last evening at eight o'clock, at her home in South Barre, after a long and painful illness. light. The ilgh Mrs. Smith was born in South Barre if they need it, on the farm now occupied by Fred La Bounty, seventy-five years ago. Her was partially approved, and the remain-girlhood was spent there, and after her der referred to the fire and school de-marriage she resided in Northfield, also partments to investigate. in Williamstown, moving to the farm on The street committee reported that the East Montpelier road, now occupied they had thought it best for the city to Barre. Since Mr. Smiths death, she lived the cuiverts on Park and East streets alone until October, 1904, when Mr. and let the abuttors run their chances, and Mrs. George J. Towns went to reside with her. Mr. Smith who died seven out the brook as proposed by the city. Years ago, was a dearon in the Univerleft to mourn the loss. There are also turned over to the city attorney.

at 1;45 o'clock. The Rev. Frances Kim-ball of Williamstown will officiate and taxes, that is, while going to other the interment will be in Elmwood cemctery in this city.

Petitioned City Council Last Evening to Invite Members of State Tuberculosis Commission to Deliver Lectures in Barre.

IN THEIR REQUEST

Matter is Left With Mayor Barclay and Health Officer Jackson --- Several Other Important Matters Brought Before City Council.

Barre Branch, Granite Cutters' National Union, has taken up the tuberculosis question. It has started its activity by petitioning he ciy council to invite members of the State Tuberculosis Commission to come to Barre and hold a public meeting for the purpose of educating the people concerning this disease. The petition was presented at the regular meeting of the board of aldermen last evening, the vote having been unanimously passed by the granite cutters at their meeting on the evening previous, The petition reads:

To the Honorable Mayor and City Council. Gentlemen: At a meeting of Barre Branch, Granite Cutter's National Union, BOYS' CLUB DEFEATED.

held last night, a motion was unanimously passed that we respectfully ask the Mayor and the City Council to invite the Mayor and the City Council to invite to our city a delegation from the State Board of , Health (State Tuberculosis Commission probably inended) to deliver a lecture on tuberculosis. In accordance therewith I submit the said request for your consideration.

A. Robertson, Secretary.

The matter was delegated to Mayor Barelay and Dr. Joe W. Juckson, the city health officer, and without doubt a public meeting will be held soon in this

public meeting will be held soon in this

The committee to look up W. T. Kenerson's tax reported that Mr. Kenerson is entitled to a rebate of forty cents on Edgewood property. And the committee on poor and charities, with the overseer of the poor, reported that there is no question that P. J. Germaine is a city charge. It had been proved that he resided here August 1, 1895, and that he had paid taxes here in the years 1896, 1897 and 1898; also that his nat-

reported that that fund now amounts

The trustees of the French library, the Barre Public Library and the Barre and Lena Howes acted as head waitresses and saw that each guest had a
seat and what was prehaps more important, a plenty of tempting dainties to
satisfy the inner man.

Library association, reported the condition of their charges, and incidentally
ridiculed the room on Elm street, which
is called a library. The room measures
twenty by forty feet, and contains The affair was in charge of Misses about 5,000 volumes all told, representing Ivis Averill and Grace Worthen and they an estimated value of \$6,550.11. But were assisted as hostesses by Misses they gave hope by stating that within a Bessie Jones, Nellie Stoughton, Mary year the books will be housed in the McWhorter, Mary Barelay, Eula Averill, Ethel Wishart, Allie Richardson and Emma Whitehead. Miss Davis, in charge of the candy streets. Of the French fund there still

Robert Sawyer, the city employee who was buried in a ditch on North Main lated on the success of the supper, which street last summer and put into hospital condition, appeared and told the story of the accident. He said that he went down into the ditch, protesing that he didn't want to, as he considered it unsafe, but "that young engineer" told him to go ahead. He went. The earth caved in, with him under it. That happened July 22; he hasn't been able to work since, and doesn't know when he He wants the city to make it. He was told that the charity committee is now considering his case and he picked up hie crutches and walked out.

Property owner and residents near Howard and Pike streets want an are light. The lighting committee will see

The bill of the Allen Lumber company

by Fred Hayden. During the last seven- keep Potash Brook stream/elear of ico teen years she had resided in South for a distance of four feet each side of Barre, Since Mr. Smiths death, she lived the culverts on Park and East streets

salist church of this sity, and Mrs. the town clerk of Chelsea, stating that Smith was an attendant of the same W. D. Walker, who had protested paving church. There are no children, but a the tax of 1903 here, had been listed in ister, Mrs. Emily Pope of Northfield, is Chelsea April 1, 1903. The matter was everal nephews and nieces.

The funeral will be held from the attorney had told him that he could not collect from the city money which

Continued on Fourth Page,